

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT (Under 37 CFR 1.97(b) or 1.97(c))					Docket No. 15339	
In Re Application Of: Gregor Reid, et al.						
Application No. 10/509,444	Filing Date September 28, 2004	Examiner Unassigned	Customer No. 23389	Group Art Unit Unassigned	Confirmation No. Unassigned	
Title: LACTOBACILLUS INERS FOR THE ENHANCEMENT OF UROGENITAL HEALTH						
Address to: Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450						
37 CFR 1.97(b)						
1. <input checked="" type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.						
37 CFR 1.97(c)						
2. <input type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:						
<div style="margin-left: 40px;"> <input type="checkbox"/> the statement specified in 37 CFR 1.97(e); </div>						
OR						
<div style="margin-left: 40px;"> <input type="checkbox"/> the fee set forth in 37 CFR 1.17(p). </div>						

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Docket No.
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Title: **LACTOBACILLUS INERS FOR THE ENHANCEMENT OF UROGENITAL HEALTH**



Payment of Fee

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of _____ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. 19-1013/SSMP as described below.
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- ☐ Payment by credit card. Form PTO-2038 is attached.

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March 17, 2005
(Date)

Signature of Person Mailing Correspondence

Peter I. Bernstein

Typed or Printed Name of Person Mailing Certificate

*This certificate may only be used if paying by deposit account.

Signature

Dated: March 17, 2005

Peter I. Bernstein
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cc: PIB/ZY:ab



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Gregor Reid, et al.

Examiner: Unassigned

Serial No: 10/509,444

Art Unit: Unassigned

Filed: September 28, 2004

Docket: 15339

For: LACTOBACILLUS INERS
FOR THE ENHANCEMENT
OF UROGENITAL HEALTH

Date: March 17, 2005

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with 37 C.F.R. §§ 1.97 and 1.98, it is requested that the following references, which are also listed on the attached Form PTO-1449, be made of record in the above-identified case.

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Mail Stop Amendment, P.O. Box 1450, Alexandria, VA 22313-1450 March 17, 2005.

Dated: March 17, 2005


Peter I. Bernstein

1. International Patent Publication No. WO 00/35465, published June 22, 2000;
2. International Patent Publication No. WO 93/09793, published May 27, 1993;
3. Falsen, E. et al., "Phenotypic and phylogenetic characterization of a novel *Lactobacillus* species from human sources: description of *Lactobacillus iners* sp. Nov.", International Journal of Systematic Bacteriology **49**: 217-221 (1999);
4. Burton, J. P. et al., "Improved Understanding of the Bacterial Vaginal Microbiota of Women before and after Probiotic Instillation", Applied and Environmental Microbiology **69**(1): 97-101 (2003);
5. Dicks, L. M. T., et al., "*Lactobacillus fornicalis* sp. Nov., isolated from the posterior fornix of the human vagina", International Journal of Systematic and Evolutionary Microbiology **50**: 1253-1258 (2000);
6. Gancheva, A., et al., "A Polyphasic Approach towards the Identification of Strains Belonging to *Lactobacillus acidophilus* and Related Species", System. Appl. Microbiol. **22**: 573-585 (1999); and
7. Vasquez, A., et al., "Vaginal *Lactobacillus* Flora of Healthy Swedish Women", Journal of Clinical Microbiology, **40**(8): 2746-2749 (2002).

Applicants are submitting copies of the above-cited references. Reference

Numbers 1-4 were cited in an International Search Report dated July 17, 2003. A copy of the Search Report was filed on September 28, 2004.

Consideration of this Information Disclosure Statement is respectfully requested, since the art provided may be material to the examination of the present application as defined under 37 C.F.R. §1.56.

Inasmuch as this Information Disclosure Statement is being submitted in accordance with the schedule set out in 37 C.F.R. § 1.97(b), no statement or fee is required.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Peter I. Bernstein', with a large, stylized initial 'P'.

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Registration No. 43,497

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Form PTO-1449 U.S. DEPARTMENT OF COMMERCE
(REV. 7-80) PATENT AND TRADEMARK OFFICE

LIST OF PRIOR ART CITED BY APPLICANT

(Use several sheets if necessary)



Atty. Docket No.
15339

Serial No.
10/509,444

Applicants
Gregor Reid, et al.

Filing Date
September 28, 2004

Group
Unassigned

U.S. PATENT DOCUMENTS

EXAMINER INITIAL*		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE (if appropriate)
	AA						
	AB						
	AC						

		Foreign Document Number	Date	Country	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
	1.	WO 00/35465	6/22/00	PCT			Yes	
	2.	WO 93/09793	5/27/93	PCT			Yes	

OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)

	3.	Falsen, E. et al., "Phenotypic and phylogenetic characterization of a novel <i>Lactobacillus</i> species from human sources: description of <i>Lactobacillus iners</i> sp. Nov.", <u>International Journal of Systematic Bacteriology</u> 49: 217-221 (1999)
	4.	Burton, J. P. et al., "Improved Understanding of the Bacterial Vaginal Microbiota of Women before and after Probiotic Instillation", <u>Applied and Environmental Microbiology</u> 69(1): 97-101 (2003)
	5.	Dicks, L. M. T., et al., " <i>Lactobacillus fornicalis</i> sp. Nov., isolated from the posterior fornix of the human vagina", <u>International Journal of Systematic and Evolutionary Microbiology</u> 50: 1253-1258 (2000)
	6.	Gancheva, A., et al., "A Polyphasic Approach towards the Identification of Strains Belonging to <i>Lactobacillus acidophilus</i> and Related Species", <u>System. Appl. Microbiol.</u> 22: 573-585 (1999)
	7.	Vasquez, A., et al., "Vaginal <i>Lactobacillus</i> Flora of Healthy Swedish Women", <u>Journal of Clinical Microbiology</u> , 40(8): 2746-2749 (2002)

EXAMINER

DATE CONSIDERED

* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.